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RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1617

RCE/AF
4

PATENT
Attorney Docket No. 69273-0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Elliot FARBER

)

#15
AKD
10/10/03

Application No 09/758,781

)

Art Unit: 1617

Filed: January 11, 2001

)

Examiner: S. Sharareh

For: ALLANTOIN-CONTAINING SKIN CREAM

)

Confirmation No.: 1721

Mail Stop: AF

Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR CONTINUED EXAMINATION (RCE)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. The required submission under 37 C.F.R. § 1.114

- a. Was previously submitted
- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 23, 2002
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. Other
- b. Is enclosed
- i. Amendment After Final Rejection Under 37 C.F.R. § 1.116
 - ii. Affidavit Under 37 CFR § 1.132
 - iii. Information Disclosure Statement (IDS)
 - iv. Other: Form PTO-1449; Cited References (14)
- Applicant petitions for an extension of time, the fees for which are set out in

37 C.F.R. §1.17(a), for the total number of months checked below:

| 2. | Total Months <u>Requested</u> | Fee for <u>Extension</u> |
|--------------------------|----------------------------------|-----------------------------|
| <input type="checkbox"/> | one month | \$ 55.00 |
| <input type="checkbox"/> | two months | \$ 205.00 |
| <input type="checkbox"/> | three months | \$ 465.00 |
| <input type="checkbox"/> | four months | \$ 725.00 |

3. **Fee Calculation (37 C.F.R. § 1.16)**

| CLAIMS FOR FEE CALCULATION | | | | |
|---|-------------------------------|--------------|-----------------|----------------|
| | Number as Previously Filed | Number Extra | at Rate of | Fee |
| Total Claims (37 C.F.R. §1.16(c)) | 3 - 20 = | 0 | \$ 18.00 each = | +\$ 0.00 |
| Independent Claims (37 C.F.R. §1.16(b)) | 1- 3 = | 0 | \$ 84.00 each = | +\$ 0.00 |
| SUB-TOTAL = | | | | \$ 0.00 |
| Reduction by 1/2 for filing by a small entity | | | | -\$ 0.00 |
| TOTAL FILING FEE = | | | | \$ 0.00 |

4. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1,103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other

5. Fees:

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. Check No. 11207 in the amount of \$ 385.00 is enclosed for the RCE fee.
- b. The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1349.

- i. RCE fee required under 37 C.F.R. § 1.17(e) in the amount of
\$
- ii. Extension of time fee (37 C.F.R. § 1.17(a)) in the amount of
\$
- iii. Other

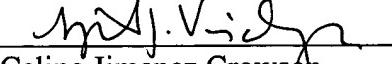
Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

HOGAN & HARTSON LLP

Dated: October 1, 2003

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